

State of California
Regional Water Quality Control Board
San Diego Region

EXECUTIVE OFFICER SUMMARY REPORT
February 9, 2005

ITEM: 8

SUBJECT: Rescission of Waste Discharge Requirements:

- a) Order No. 99-14, Southwest Marine, Inc., San Diego County,
- b) Order No. 2001-190, Port of San Diego, San Diego County.

(Tentative order No. R9-2005-0028) (*Dat Quach*)

PURPOSE: To adopt tentative Order No. R9-2005-0028, which would rescind Order Nos. 99-14, and 2001-190.

PUBLIC NOTICE: A notification regarding tentative Order No. R9-2005-0028 was published on the San Diego Regional Board website under Regional Board Meetings. The Regional Board web site can be accessed at www.swrcb.ca.gov/rwqcb9. A copy of tentative Order No. R9-2005-0028 was mailed to the dischargers (via certified mail) and all interested parties on January 18, 2005. The Regional Board Agenda Notice was mailed on January 21, 2005 and has been posted on the Regional Board web page. This notification satisfies the requirements pursuant to Government Code Section 11125 for a 10-day notice.

DISCUSSION: Tentative Order No. R9-2005-0028 will rescind the following two Waste Discharge Requirements:

- a) Order No. 99-14, *Waste Discharge Requirements for Southwest Marine, Inc., Sediment Remediation Project, San Diego County.*
- b) Order No. 2001-190, *Waste Discharge Requirements for the Port of San Diego, National City Marine Terminal Wharf Dredging, San Diego County.*

By letter dated January 5, 2005, Mr. Sandor Halvax of Southwest Marine, Inc. notified the Regional Board that no dredging or construction activity took place at the Southwest Marine, Inc. facility in San Diego Bay and requested rescission of Order No. 99-14.

By letter dated December 22, 2004, Mr. Charles A. (Tony) Heinrichs of the Port of San Diego notified the Regional Board that the dredging project at National City Marine Terminal Wharf was completed in October 2003 and requested rescission of Order No. 2001-190.

Tentative Order No. R9-2005-0028, if adopted, would rescind Order Nos. 99-14, and 2001-190.

COMPLIANCE
RECORD:

There have been no noncompliance issues with either of these facilities.

SIGNIFICANT
CHANGES:

None.

KEY ISSUES:

Regional Board staff found that no dredging or construction activity took place at the Southwest Marine Inc. facility, and Southwest Marine Inc. has no intention to dredge in the near future.

The dredging project at National City Terminal Wharf was completed according to requirements of Order No. 2001-190.

LEGAL CONCERNS:

None.

SUPPORTING DOCS:

1. Location Maps of facilities. (8a. , 8b.)
2. Tentative Order No. R9-2005-0028
3. Copy of January 18, 2005 transmittal letter from Regional Board.
4. Copy of January 5, 2005 letter from Southwest Marine Inc.
5. Copy of December 22, 2004 letter from Unified Port of San Diego.

RECOMMENDATION:

Adoption of tentative Order No. R9-2005-0028 is recommended.